

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION

CIVIL NO. 1:08CV388

RONALD B. SCHMOLL, and)
GERLIND R. SCHMOLL, JT TEN;)
RONALD B. SCHMOLL ROTH IRA;)
RONALD B. SCHMOLL ROLLOVER)
IRA; and GERLIND R. SCHMOLL)
ROLLOVER IRA,)

Petitioners,)

Vs.)

KENNETH J. PUJDAK,)

Respondent.)
_____)

ORDER CONFIRMING
ARBITRATION AWARD
AND
DEFAULT JUDGMENT

THIS MATTER is before the Court on the Petitioner's motion to confirm the FINRA Arbitration Award and for entry of default judgment.

See Motion to Confirm FINRA Arbitration Award and for Judgment in Favor of Petitioners, filed April 17, 2008. Entry of Default has been duly entered by the Clerk. **See Order of Default, filed April 13, 2009.**

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the FINRA Arbitration Award herein is hereby **AFFIRMED**, and the Petitioners shall have and recover of Respondent Kenneth J. Pujdak the

sum of **FORTY-FIVE THOUSAND, THREE HUNDRED NINETY-SEVEN DOLLARS (\$45,397.00)** in compensatory damages; the sum of **ONE HUNDRED THIRTY-SIX THOUSAND, ONE HUNDRED NINETY-ONE DOLLARS (\$136,191.00)** in punitive damages; and a non-refundable filing fee claim in the amount of **THREE HUNDRED DOLLARS (\$300.00)**, for a total amount of **ONE HUNDRED EIGHTY-ONE THOUSAND, EIGHT HUNDRED, EIGHTY-EIGHT DOLLARS (\$181,888.00)**, plus interest pursuant to N.C. Gen. Stat. §§ 24-1 and 24.5(a) at the rate of eight percent per annum from April 18, 2008, the date the arbitration award was entered, until paid in full.

Signed: May 12, 2009

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

